

PATRICK MORIARTY, State Bar No. 213185  
pmoriarty@cmtrlaw.com  
JOHN B. ROBINSON, State Bar No. 297065  
jrobinson@cmtrlaw.com  
EDWARD VIEIRA-DUCEY, State Bar No. 251405  
evieira-ducey@cmtrlaw.com  
CASTILLO, MORIARTY, TRAN & ROBINSON  
75 Southgate Avenue  
Daly City, CA 94015  
Telephone: (415) 213-4098

Attorneys for Defendant  
CITY OF FAIRFIELD, SETH JAMEL, and JOSEPH  
DEQUATTRO

CARL L. FESSENDEN, State Bar No. 161494  
cfessenden@porterscott.com  
SULI A. MASTORAKOS, State Bar No. 330383  
smastorakos@porterscott.com  
PORTER SCOTT  
2180 Harvard Street, Suite 500  
Sacramento, CA 95815  
Telephone: (916) 927-3706

Attorneys for Defendant  
CAMILLE LANGI

JOHN L. BURRIS, Esq. (Bar No. 69888)  
BEN NISENBAUM, Esq. (Bar No. 222173)  
CHRISTOPHER A. DEAN, Esq. (Bar No. 550322)  
BURRIS, NISENBAUM, CURRY & LACY  
Airport Corporate Centre  
7677 Oakport Street, Suite 1120  
Oakland, California 94621  
Telephone: (510) 839-5200  
john.burris@johnburrislaw.com  
[chris.dean@johnburrislaw.com](mailto:chris.dean@johnburrislaw.com)

Attorneys for Plaintiff  
KEVIN ROE

UNITED STATES DISTRICT COURT

EASTERN District OF CALIFORNIA

KEVIN ROE,

Plaintiff,

v.

CITY OF FAIRFIELD, a municipal

Case No. 2:22-CV-01536-KJM-AC

**STIPULATION AND [PROPOSED] ORDER  
TO CONTINUE EXPERT WITNESS  
DISCOVERY DEADLINES**

corporation, SETH JAMEL, individually and in his official capacity as a Police Officer for the CITY OF FAIRFIELD Police Department, CAMILLE LANGI, individually and in her official capacity as a Police Officer for the CITY OF FAIRFIELD Police Department, OFFICER DEQUATTRO, individually and in his official capacity as a Police Officer for the CITY OF FAIRFIELD Police Department and DOES 1-50, inclusive, individually, jointly, and severally;

Defendants.

Hon. Kimberly J. Mueller

Come now Defendants City of Fairfield, Seth Jamel, Joseph DeQuattro, and Camille Langi (“DEFENDANTS”) and Plaintiff Kevin Roe (“PLAINTIFF”) by and between their respective counsel of record, hereby agree and stipulate as follows:

1. WHEREAS, this matter is not currently scheduled for Trial.
2. WHEREAS, March 20, 2023, the Court issued a Rule 16 Scheduling Order (Doc. 29), setting the following schedule:

Expert Disclosures Deadline	12/15/23
Rebuttal Expert Disclosures Deadline	1/26/24
Close of Discovery	2/23/24
Dispositive Motion Filing Deadline	4/12/24
Dispositive Motion Hearing	5/17/24

3. WHEREAS, the parties were scheduled for Settlement conference before Magistrate Judge Allison Claire on October 3, 2023. (Doc. 31).
4. WHEREAS, on September 29, 2023, Judge Claire issued an order Vacating the October 3, 2023 settlement conference and resetting it for February 1, 2024. (Doc. 34).
5. WHEREAS, counsel for both Plaintiff and Defendants have agreed to extend the cut-off for Expert Witness Disclosures to February 23, 2024, extend the rebuttal witness

disclosure deadline to March 22, 2024.

6. WHEREAS, the parties do not seek an extension of the discovery cut off deadline, currently set for February 3, 2024.
7. WHEREAS, counsel for both Plaintiff and Defendants have agreed to conduct Expert Discovery *only* up to and including April 12, 2024.
8. WHEREAS, The parties submit that good cause exists for this continuance. There have been no prior continuances.
9. WHEREAS, the parties request the Court to amend the case schedule as follows.

Expert Disclosures Deadline	2/23/24
Rebuttal Expert Disclosures Deadline	3/22/24
Close of Discovery	2/23/24 [no change]
Close of Expert Discovery	4/12/24
Dispositive Motion Filing Deadline	4/12/24 [no change]
Dispositive Motion Hearing	5/17/24 [no change]

IT IS SO AGREED

Respectfully submitted,

November 29, 2023

CASTILLO, MORIARTY,  
TRAN & ROBINSON, LLP

By: /s/ John Robinson  
PATRICK MORIARTY  
JOHN B. ROBINSON  
EDWARD VIEIRA-DUCEY  
Attorneys for Defendant  
CITY OF FAIRFIELD, SETH JAMEL, and  
JOSEPH DEQUATTRO

Dated: November 29, 2023

PORTER SCOTT

By: /s/Carl. L. Fessenden  
CARL L. FESSENDEN  
SULI A. MASTORAKOS  
Attorneys for Defendant,  
CAMILLE LANGI,

Dated: November 29, 2023

LAW OFFICES OF JOHN BURRIS

By: /s/ Benjamin Nisenbaum

JOHN L. BURRIS

BENJAMIN NISENBAUM

CHRISTOPHER DEAN

Attorneys for Plaintiff

KEVIN ROE

**PROPOSED ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: November 29, 2023



ALLISON CLAIRE

UNITED STATES MAGISTRATE JUDGE

FDVWIDOR /#P R UDUW\ /#UDQ # #JR EIQR Q /#DOS #  
: 8 #V rxwk-j dwh #D Yhgxbh#  
G dcl #P lw/ /#P dclruq la #< 7 3 4 8 #